



Contra  
Costa  
County

To: Board of Supervisors  
From: Anna Roth, Health Services Director  
Date: September 7, 2021

Subject: Payment for Services Provided by John Muir Behavioral Health Center

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**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Auditor-Controller, or designee, to pay \$22,980 to John Muir Behavioral Health Center for the provision of inpatient psychiatric treatment services including diagnostic and therapeutic services and mental health treatment, for the period February 21, 2019 through March 15, 2019, as recommended by the Health Services Director.

**FISCAL IMPACT:**

This retroactive payment in the amount of \$22,980 is funded 100% by Mental Health Realignment revenues.

**BACKGROUND:**

On May 8, 2018, the Board of Supervisors approved Contract #24-794-8(18) with John Muir Behavioral Health Center in an amount not to exceed \$1,550,000 for the provision of inpatient psychiatric treatment services including diagnostic and therapeutic services and mental health treatment for the period from July 1, 2018 through June 30, 2019.

On April 19, 2019, the Board of Supervisors approved Amendment Agreement

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

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Action of Board On: **09/07/2021** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Diane Burgis, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: September 7, 2021

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Suzanne Tavano, Ph.D.,  
925-957-5212

By: Stacey M. Boyd, Deputy

#24-794-8(21) to increase the payment limit from \$1,550,000 to a new payment limit of \$3,020,781 with no change in the term July 1, 2018 through June 30, 2019.

## BACKGROUND: (CONT'D)

On June 18, 2019, the Board of Supervisors approved Amendment Agreement #24-794-8(23) to increase the payment limit from \$3,020,781 to a new payment limit of \$3,270,781 with no change in the term July 1, 2018 through June 30, 2019.

On April 28, 2020, the Board of Supervisors approved Amendment Agreement #24-794-8(25) to increase the payment limit from \$3,020,781 to a new payment limit of \$4,132,549 with no change in the term July 1, 2018 through June 30, 2019.

On May 18, 2021, the Board of Supervisors approved a retroactive payment for services in the amount of \$108,196 for unpaid psychiatric services rendered for the period of July 1, 2017 through June 30, 2020.

Due to administrative oversight, a claim during fiscal year 2019/2020 was not received or paid by the County and the expired contract does not have sufficient funds balance to issue payments for the demand(s). The County has determined that John Muir Behavioral Health Center is entitled to payment for the reasonable value of their services under the equitable relief theory of quantum meruit. That theory provides that where a person has been asked to provide services without a valid contract, and the provider does so to the benefit of the recipient, the provider is entitled to recover the reasonable value of those services.

## CONSEQUENCE OF NEGATIVE ACTION:

John Muir Behavioral Health Center will not be paid for psychiatric treatment services rendered in good faith.